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10 Attorney for the Plaintiff
11 Shirley R. Fleming
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13 **UNITED STATES DISTRICT COURT**
14 **SOUTHERN DISTRICT OF CALIFORNIA**

15 Shirley R. Fleming,
16 Plaintiff,
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18 v.
19 Branchfeld & Associates, P.C.,
20 Defendant.
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Case No.: 08 CV 0371 J BLM

PROOF OF SERVICE

1 JOSHUA B. SWIGART, ESQ. (SBN 225557)

2 **HYDE & SWIGART**

3 411 CAMINO DEL RIO SOUTH, SUITE 301

4 SAN DIEGO, CA 92108

5 Phone: 619-233-7770

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8 Attorney for Plaintiff, SHIRLEY M. FLEMING

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UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

SHIRLEY R. FLEMING) Case No.: 08CV0371JBLM
Plaintiff,)
vs.) PROOF OF SERVICE
BRANCHFELD & ASSOCIATES P.C.)
Defendant.)

I, Paul Yupamake, declare as follows:

I am over the age of eighteen years and not a party to this action. I am employed in the County of San Diego, California, where the service occurred and my business address is 2250 Fourth Avenue, San Diego, CA 92101.

I served the following documents:

SUMMONS IN A CIVIL ACTION; COMPLAINT; CIVIL COVER SHEET

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JOSHUA B. SWIGART, ESQ. (SBN 225557)

HYDE & SWIGART

411 CAMINO DEL RIO SOUTH, SUITE 301

SAN DIEGO CA 92108

619-233-7770

Attorney for : PLAINTIFF

Ref. No. : 0303922-01

Atty. File No. : 08CV0371JBLM

UNITED STATES DISTRICT COURT, SO. DISTRICT OF CA

SOUTHERN JUDICIAL DISTRICT

PLAINTIFF : SHIRLEY R. FLEMING

DEFENDANT : BRANCHFELD & ASSOCIATES P.C.

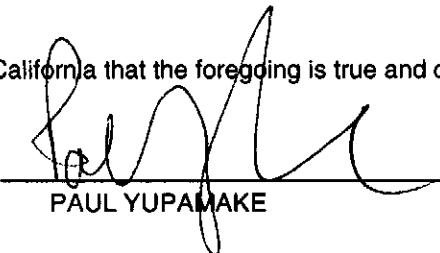
Case No.: 08CV0371JBLM

PROOF OF SERVICE

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of the SUMMONS IN A CIVIL ACTION; COMPLAINT; CIVIL CASE COVER SHEET
3. a. Party served : BRANCHFELD & ASSOCIATES P.C.
AUTHORIZED AGENT FOR SERVICE: ERICA BRACHFELD
b. Person served : RYAN LAZON, EMPLOYEE
(PERSON APPARENTLY IN CHARGE)
4. Address where the party was served 20300 S. VERMONT AVE. STE. 120
TORRANCE, CA 90502 (Business)
5. I served the party
b. **by substituted service.** On March 6, 2008 at 09:49 AM I left the documents listed in item 2
with or in the presence of RYAN LAZON, EMPLOYEE,
PERSON APPARENTLY IN CHARGE
(1) **(business)** a person at least 18 years of age apparently in charge at the office or usual place of business
of the person to be served. I informed him or her of the general nature of the papers.
(4) a **declaration of mailing** is attached.
(5) I attach a **declaration of diligence** stating actions taken first to attempt personal service.
6. The "Notice to the person served" (on the summons) was completed as follows:
c. on behalf of: BRANCHFELD & ASSOCIATES P.C.
AUTHORIZED AGENT FOR SERVICE: ERICA BRACHFELD
under [xx] CCP 416.10 (corporation)
7. **Person who served papers**
a. PAUL YUPAMAKE
b. KNOX ATTORNEY SERVICE, INC.
2250 Fourth Avenue
San Diego, California 92101
c. 619-233-9700
d. Fee for service: \$87.50
e. I am:
(3) a registered California process server
(i) an independent contractor
(ii) Registration No.: 152
(iii) County: San Diego
8. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: March 11, 2008

Signature:



PAUL YUPAMAKE

JOSHUA B. SWIGART, ESQ. (SBN 225557)

HYDE & SWIGART

411 CAMINO DEL RIO SOUTH, SUITE 301

SAN DIEGO CA 92108

619-233-7770

Ref. No. : 0303922-01

Attorney for : PLAINTIFF

Atty. File No. : 08CV0371JBLM

UNITED STATES DISTRICT COURT, SO. DISTRICT OF CA

SOUTHERN JUDICIAL DISTRICT

PLAINTIFF : SHIRLEY R. FLEMING

DEFENDANT : BRANCHFELD & ASSOCIATES P.C.

Case No.: 08CV0371JBLM

DECLARATION REGARDING

DILIGENCE

I received the within process on 03/05/08. After due and diligent effort I have been unable to effect personal service on the within named party at the following address(es):

Party served : BRANCHFELD & ASSOCIATES P.C.
AUTHORIZED AGENT FOR SERVICE: ERICA BRANCHFELD

Business : 20300 S. VERMONT AVE. STE. 120, TORRANCE CA 90502

Attempts to effect service are as follows:

03/06/08 09:49A Attempted service- effected substitute service

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: March 11, 2008

Signature:

PAUL YUPAMAKE

JOSHUA B. SWIGART, ESQ. (SBN 225557)

HYDE & SWIGART

411 CAMINO DEL RIO SOUTH, SUITE 301

SAN DIEGO CA 92108

619-233-7770

Ref. No. : 0303922-01

Attorney for : PLAINTIFF

Atty. File No. : 08CV0371JBLM

UNITED STATES DISTRICT COURT, SO. DISTRICT OF CA

SOUTHERN JUDICIAL DISTRICT

PLAINTIFF : SHIRLEY R. FLEMING

DEFENDANT : BRANCHFELD & ASSOCIATES P.C.

Case No.: 08CV0371JBLM

DECLARATION OF MAILING

RE: BRANCHFELD & ASSOCIATES P.C.

AUTHORIZED AGENT FOR SERVICE: ERICA BRACHFELD

I am a citizen of the United States and am employed in the County of SAN DIEGO, State of California. I am over 18 years of age and not a party to this action. My business address is
2250 FOURTH AVENUE, SAN DIEGO CA 92101

On March 10, 2008 I served the within documents:

SUMMONS IN A CIVIL ACTION; COMPLAINT; CIVIL CASE COVER SHEET

On the party in said action, by mailing a true copy thereof (by first-class mail, postage prepaid), enclosed in a sealed envelope at the mail collection site at my place of employment, addressed to the following:

BRANCHFELD & ASSOCIATES P.C.

AUTHORIZED AGENT FOR SERVICE: ERICA BRACHFELD

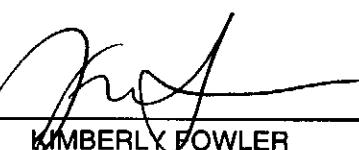
20300 S. VERMONT AVE. STE. 120

TORRANCE, CA 90502

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on March 10, 2008 at SAN DIEGO, California.

Signature: _____



KIMBERLY FOWLER

DECLARATION OF MAILING